

Patents

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Application of: )  
)  
**Gerald H. Ablan** )  
) Art Unit: **3621**  
)  
Serial No.: **09/644,411** )  
) Examiner: **C. Hewitt II**  
)  
Filed: **August 23, 2000** )  
)  
For: **Auction Management System** )

**PRELIMINARY AMENDMENT FOR CONTINUED PROSECUTION APPLICATION**

Commissioner for Patents  
Mail Stop Non-Fee Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 20, 2005

Sir:

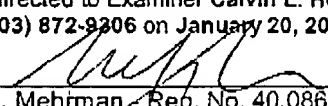
**AMENDMENT**

In response to the Final Official Action mailed October 20, 2004, please enter the concurrently filed Amendment Dated January 20, 2005 and consider the appended remarks.

**REMARKS**

Enclosed is a Declaration under 17 C.F.R § 1.132 demonstrating commercial success of the claimed invention. Because Applicant's entire auction management system since inception of the company is claimed in the present application, and Applicant's auction management system as claimed is the only feature distinguishing it from other auction management system, all of the company's sales are a direct result of the claimed invention.

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office, Patents by facsimile directed to Examiner Calvin L. Hewitt II in Art Unit 3621 at (703) 872-9306 on January 20, 2005.

  
Michael J. Mehrman, Reg. No. 40,086